

Aaron Kaufmann, State Bar No. 148580  
LEONARD CARDER, LLP  
1330 Broadway, Suite 1450  
Oakland, CA 94612  
Tel: (510) 272-0169  
Fax: (510) 272-0174  
E-mail: akaufmann@leonardcarder.com

Attorney for Plaintiffs

IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

## SAN FRANCISCO DIVISION

SELAMAWIT EMBAYE, MARK CORREA,  
THOMAS MITCHELL, SANDRA  
PEREIRA, YOLANDA SHIHEIBER, and  
ENREE SMITH,

### **Plaintiffs.**

V.

ESA MANAGEMENT, LLC (DBA  
“EXTENDED STAY AMERICA” and  
“EXTENDED STAY HOTELS”), and DOES  
1 to 10 inclusive,

## Defendants.

Case No. 14-CV-3732 EMC

**JOINT CASE MANAGEMENT STATEMENT  
& REQUEST TO TAKE CASE  
MANAGEMENT CONFERENCE OFF  
CALENDAR**

Date: June 18, 2015  
Time: 10:30 am  
Courtroom: 5, 17<sup>th</sup> Floor  
Before: Hon. Edward M. Chen

The parties jointly submit this Case Management Statement pursuant to Federal Rule of Civil Procedure 26(f), Civil Local Rule 16-9, and the Standing Order for All Judges of the Northern District of California – Contents of Joint Case Management Statement.

The parties participated in an all-day, private mediation on May 12, 2015, which resulted in the parties entering into a Memorandum of Understanding to settle all claims in this matter. The parties subsequently entered into a superseding, full Settlement and Mutual Release Agreement (“Settlement Agreement”), which was fully-executed on June 8, 2015. Pursuant to the terms of the Settlement Agreement, plaintiffs have delivered to ESA’s counsel a Stipulation of Dismissal with prejudice. The Settlement Agreement authorizes ESA to file the Stipulation of Dismissal with the Court upon full-payment of the settlement amount. Payment of the settlement amount should occur in early July 2015, as provided by the Settlement Agreement.

In light of the settlement terms reached in this matter, the parties respectfully request that the Case Management Conference scheduled for June 18, 2015 be taken off calendar.

Respectfully submitted,

## LEONARD CARDER, LLP

DATED: June 8, 2015

By:

/s/ Aaron Kaufmann  
Aaron Kaufmann

*Attorneys for Plaintiffs*

DATED: June 8, 2015

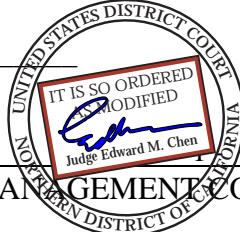
By

/s/ Lindbergh Porter  
Lindbergh Porter, Jr.  
Mary D. Walsh

*Attorneys for Defendant*

IT IS SO ORDERED that the further  
cmc is reset from 6/18/15 to 7/30/15  
at 10:30 a.m. An updated joint CMC  
statement shall be filed by 7/23/15.  
The CMC will be vacated once a stipulation  
for dismissal is filed.

Edward M. Chen  
U.S. District Judge



SIGNATURE UNDER LOCAL RULE 5-1(i)(3)

Pursuant to Local Rule 5-1(i)(3) of the United States District Court, Northern District of California, I, Aaron Kaufmann – the ECF User whose User ID and Password are used in the filing of this document – hereby attest that the authorization of the filing of this document has been obtained from the other signatory to this document.

DATED: June 8, 2015

By: */s/Aaron Kaufmann*  
AARON KAUFMANN